IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

WP(C).No. 7230 of 2004(I)

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PETITIONER:

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1. MUTHUPPANDY S/O. CHELLIAH,
   AGED 63 YEARS, HOUSE NO. X/517, SETTLEMENT COLONY
   DEVIKULAM.

2. M.DORAIPANDY, S/O. MUTHUPPANDY,
   AGED 38 YEARS, SALEM NIVAS, H.NO. X/98,
   SETTLEMENT COLONY, DEVIKULAM.

3. D.SAMUEL RAJ, S/O.T.DANIEL,
   AGED 47 YEARS, LAKSHAM COLONY, MUNNAR.

BY ADV. SRI.N.M.VARGHESE
SRI.DENIZEN KOMATH

RESPONDENTS:

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1. STATE OF KERALA TO BE REPRESENTED
   BY SECRETARY, REVENUE DEPARTMENT, SECRETARIAT,
   THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR, IDUKKI DISTRICT,
   COLLECTORATE, CIVIL STATION, KUYILIMALA, IDUKKI

3. THE TAHSILDAR, DEVIKULAM TALUK,
   DEVIKULAM, IDUKKI DISTRICT.

BY GOVERNMENT PLEADER SMT. LATHA T. THANKAPPAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P(C) 7230/04

PETITIONER'S EXTS:

EXT.P1: PHOTO COPY OF POSSESSION CERTIFICATE NO: 670/98 DT. 16.4.98 ISSUED BY THE VILLAGE OFFICER, KANNAN DEVAN HILLS VILLAGE

EXT.P2: -DO- OF THE POSSESSION CERTIFICATE NO: 4198/98 DT. NIL ISSUED BY THE VILLAGE OFFICER

EXT.P3: -DO- OF THE RECEIPT OF HOUSE CONSTRUCTION FEE NO: 14 DT. 4.1.2001 ISSUED BY THE SECRETARY, GRAMA PANCHAYAT OF THE 1ST PETITIONER

EXT.P4: -DO- OF THE BUILDING PERMIT NO: 72/2000-2001 DT. 4.1.2001 ISSUED BY THE PANCHAYATH

EXT.P5: -DO- OF THE BUILDING PERMIT NO: 71/2000-2001 DT. 4.1.2001 ISSUED BY THE SECRETARY, MUNNAR GRAMA PANCHAYATH

EXT.P6: -DO- OF THE CHEQUE RECEIVED BY THE 2ND PETITIONER DT. 10.4.2003

EXT.P7: -DO- OF RELEVANT PAGES OF THE RATION CARD OF THE FAMILY OF THE 1ST PETITIONER

EXT.P8: -DO- OF THE RELEVANT PAGES OF THE RATION CARD OF THE 2ND PETITIONER'S FAMILY

EXT.P9: -DO- OF THE SKETCH OF THE PROPERTY OF THE 3RD PETITIONER PREPARED BY THE TALUK SURVEYOR

EXT.P10: -DO- OF THE SALE DEED NO: 996/2003 DT. 5.3.2003 EXECUTED BY THE PATTADAR V.J. GILL IN FAVOUR OF THE 3RD PETITIONER

EXT.P11: -DO- OF THE TAX RECEIPT NO: 110529 DT. 29.8.2003 ISSUED BY THE VILLAGE OFFICER IN THE NAME OF THE 3RD PETITIONER

EXT.P12: -DO- OF THE BUILDING PERMIT NO: 6/2003-2005 DT. 30.7.2003 ISSUED BY THE SECRETARY, MUNNAR GRAMA PANCHAYATH IN THE NAME OF THE 3RD PETITIONER

jj /TRUE COPY/

P.A. TO JUDGE

**KURIAN JOSEPH J.**

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**Writ Petition (Civil) No.7230 of 2004**

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**Dated 22nd November, 2007.**

**J U D G M E N T**

Petitioners approached this court apprehending summary eviction. It is submitted that the petitioners have already approached the second respondent for assignment and regularization of title, as the case may be. In case any such applications are pending before the second respondent, the second respondent shall consider those applications with notice to the petitioners and take appropriate action in accordance with law, expeditiously. The interim order passed by this court on 1.3.2004, as clarified in the order dated 6.7.2004 will continue till such time.

The writ petition is disposed of as above.

**KURIAN JOSEPH, JUDGE.**

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